

BOISE, FRIDAY, JUNE 9, 2023, AT 10:00 A.M.

IN THE SUPREME COURT OF THE STATE OF IDAHO

STATE OF IDAHO,)	
)	
Plaintiff-Appellant,)	
)	
v.)	Docket No. 50078
)	
SHAWNA RAE PENDLETON,)	
)	
Defendant-Respondent.)	

Appeal from the District Court of the Fourth Judicial District of the State of Idaho, Ada County. Jason D. Scott, District Judge.

Eric Don Fredericksen, State Appellate Public Defender, Boise, for Appellant.

Raúl R. Labrador, Idaho Attorney General, Boise, for Respondent.

The State appeals an order compelling prosecution to produce records concerning a police officer and his drug dog, Edo, who alerted on Shawna Pendleton's vehicle during a traffic stop. Pendleton filed a discovery request and subsequent motion to compel evidence in preparation of her defense to challenge Edo's reliability. On appeal, the State argues that the district court abused its discretion because (1) Pendleton failed to establish the requested evidence were material to the defense, (2) the production of four-months' worth of Edo's reports and videos is overly burdensome, and (3) not all of the requested evidence is within the prosecutor's possession, custody, or control.